No. 323

TURKEYFOOT VALLEY AREA SCHOOL DISTRICT

SECTION: ADMINISTRATIVE EMPLOYEES
TITLE USE OF TOBACCO

ADOPTED: May 19, 2014

REVISED: Formerly 3930 FIRST READ

323. USE OF TOBACCO

1. Purpose

Research from many responsible sources has determined that tobacco use is hazardous to the health of the user as well as to nonsmokers in a smoke-filled environment. The Surgeon General has issued warning to this effect. The Board recognizes that tobacco use and smoking present a health hazard to students, employees, and visitors within the school community and is, therefore, of concern to the Board. In light of this information and in compliance with the requirements of the Pennsylvania Clean Indoor Air Act, this policy is hereby issued.

2. Definitions

18 Pa. C.S.A.
Sec. 6306.1

For purpose of this policy, **tobacco/ nicotine use** shall mean that the possession of tobacco, nicotine, or a nicotine delivery product in any form by students, employees, and visitors.

18 Pa. C.S.A.
Sec 6305

For the purpose of this policy, **tobacco** is a lighted or unlighted cigarette, cigar, pipe or other lighted smoking product and smokeless tobacco in any form.

For the purpose of this policy, **nicotine** shall include any product that consists of or contains and form of nicotine that can be ingested by chewing, smoking, inhaling, or through any other means.

For the purpose of this policy, a **nicotine delivery product** shall include, but are not limited to, a device or product used or with the intention of or design for the purpose of ingesting nicotine or another substance. This definition includes, but is not limited to, any device or associated product used for what is commonly referred to as vaping or juuling.

3. Authority

24 P.S. Sec 510
20 U.S.C. Sec 7183
20 U.S.C.
Sec. 7181 et seq
35 P.S. 1223.5

The Board has the responsibility to protect students and staff from an environment that may be harmful or misguiding to them. Therefore, the Board cannot, even by indirection, condone the use of tobacco, nicotine, or a nicotine delivery product on school property because of its possible harm to personal wellbeing and educational growth of students and staff. Therefore, effective January 1, 1992, tobacco use was prohibited in all vehicles, buildings and

	facilities, and on all property owned by leased by, or under the control of the Turkeyfoot Valley Area School District.
4. Delegation of Responsibility	This policy shall be published in the usual manner and prominently posted in all work sites and public areas. The Superintendent shall develop procedures to implement this policy and accompanying Administrative Guidelines which ensure that visitors and employees understand the specific circumstances in which the use of tobacco, nicotine, or a nicotine delivery product may result in disciplinary action. The Superintendent shall prepare and promulgate disciplinary rules for violators of this policy which provide for progressive penalties including, where appropriate and in accordance with enforcement procedures as permitted by law, written warning, fines and suspension without pay and/or dismissal for employees.
5. Guidelines SC 1303-A PA Code Title 22 Sec. 403.1	Incidents of possession, use, and sale of tobacco, nicotine, or a nicotine delivery product by any person on school property shall be reported to the Office of Safe Schools on the required form at least once each year. References: Tobacco Use Prohibition – 18 Pa. C. S. A. Sec 6305 School Code – 24 P.S. Sec. 510, 1303-A State Board of Education Regulations – 22 PA Code Sec. 403.1 Tobacco Use Prohibition – 18 Pa. C.S.A. Sec 6306.1 School Tobacco Control – 35 P.S. Sec. 1223.5 Pro-Children Act of 2001 – 20 U.S.C. Sec. 7181 et seq. Pro-Children Act of 2001 – 20 U.S.C. Sec. 7183